

# NOTICES OF PROPOSED DELEGATION AGREEMENT

The Administrative Procedure Act requires the publication of notices of proposed delegation agreements in the *Register*. A delegation agreement is an agreement between an agency and a political subdivision that authorizes the political subdivision to exercise functions, powers or duties conferred on the delegating agency by a provision of law. Delegation agreements are not intergovernmental agreements pursuant to A.R.S. Title 11, Chapter 7, Article 3. For at least 30 days after publication of the Notice of Proposed Delegation Agreement in the *Register*, the agency shall provide persons the opportunity to submit in writing statements, arguments, date, and views on the proposed delegation agreement and shall provide an opportunity for a public hearing if there is sufficient interest. The delegating agency shall follow the procedures for delegation agreements specified in A.R.S. Title 41, Chapter 6, Article 8.

## NOTICE OF PROPOSED DELEGATION AGREEMENT

1. **Name of the agency proposing the delegation agreement:**

Arizona Department of Environmental Quality

2. **The name of the political subdivision to which functions, powers, or duties of the agency are proposed to be delegated:**

Pinal County

3. **The name, address, and telephone number of agency personnel to whom persons may direct questions or comments:**

Name: Sandra Sutton

Address: Arizona Department of Environmental Quality  
Office of Administrative Counsel  
3033 N. Central Avenue  
Phoenix, AZ 85012-2809

Telephone: (602) 207-4869

4. **A summary of the delegation agreement and the subjects and issues involved:**

Under A.R.S. § 49-107, the Arizona Department of Environmental Quality proposes to delegate the program elements listed below to Pinal County, serving as the local agency. The proposed delegated program elements include: issuance of approval to construct & final approval of construction for conventional Septic Tank Systems, that conform to Engineering Bulletin 12; compliance O&M, inspection and enforcement of Conventional Septic Tank Systems; issuance of approval to construct and final approval of construction for Alternate Individual On-Site Disposal System, that conform to Engineering Bulletin 12, compliance; O&M, inspection and enforcement of Alternate Individual On-Site Disposal System (subject to limitations specified in Appendix A of the proposed delegation agreement); inspection of septic tank cleaners for ADEQ licensing; inspection of refuse haulers; investigation of nuisance complaints, and enforcement to eliminate environmental nuisances; investigation of, and enforcement to eliminate illegal disposal of solid waste; investigation of and enforcement to eliminate illegal waste tire storage and disposal; investigation of and enforcement to eliminate used oil disposal to land; investigation and enforcement of used oil generators for compliance with storage, labeling, and release response requirements; investigation of and enforcement to eliminate illegal disposal of lead acid batteries and unregistered collection sites; inspection and registration of lead acid battery collection and recycling facilities; inspection of agricultural solid waste landfills operated by persons engaged in farming or ranching on at least 40 acres in an unincorporated area; inspection of landfills for the disposal of solid waste resulting from residents' household activities at single family residences located on a farm or ranch of more than 40 acres in an unincorporated area; granting of refuse collection frequency variances for residential areas outside city or town limits; inspection of biohazardous medical waste transporters for ADEQ registration, (subject to limitations specified in Appendix B of the proposed delegation agreement); and authority and jurisdiction throughout Pinal County to perform air quality management activities (subject to limitations specified in Appendix C of the proposed delegation agreement).

5. **Copies of the proposed delegation agreement may be obtained from the agency as follows:**

An electronic copy may be downloaded from the following web site address:

Web site: <http://www.adeq.state.az.us/admin/oac/delegate.html>

OR

Notices of Proposed Delegation Agreement

Name: Sandra Sutton  
Address: Arizona Department of Environmental Quality  
Office of Administrative Counsel  
3033 N. Central Avenue  
Phoenix, AZ 85012-2809  
Telephone: (602) 207-4869

6. **The schedule of public hearings on the proposed delegation agreement:**

ADEQ will hold a public hearing to receive public comments in accordance with A.R.S. § 41-1081. The time, place, and location of the hearings are listed below:

Pinal County  
April 27, 2000  
6:00 p.m.  
County Complex, EOC Conference Room  
31 N. Pinal Street, Building F  
Florence, AZ 85232

The close of comment will occur on May 4, 2000. ADEQ will accept written comments that are received by 5:00 p.m. on May 4, 2000 or postmarked not later than that date.

ADEQ is committed to complying with the Americans With Disabilities Act. If any individual with a disability needs any type of accommodation, please contact ADEQ at least 72 hours before the hearing.

**NOTICE OF PROPOSED DELEGATION AGREEMENT**

1. **Name of the agency proposing the delegation agreement:**

Arizona Department of Environmental Quality

2. **The name of the political subdivision to which functions, powers, or duties of the agency are proposed to be delegated:**

Gila County

3. **The name, address, and telephone number of agency personnel to whom persons may direct questions or comments:**

Name: Sandra Sutton  
Address: Arizona Department of Environmental Quality  
Office of Administrative Counsel  
3033 N. Central Avenue  
Phoenix, AZ 85012-2809  
Telephone: (602) 207-4869

4. **A summary of the delegation agreement and the subjects and issues involved:**

Under A.R.S. § 49-107, the Arizona Department of Environmental Quality proposes to delegate the program elements listed below to Gila County, serving as the local agency. The proposed delegated program elements include: issuance of approval to construct & final approval of construction for Conventional Septic Tank Systems, having less than 2,000 gpd aggregate design flow, that conform to Engineering Bulletin 12; compliance O&M, inspection and enforcement of Conventional Septic Tank Systems having less than 2,000 gpd aggregate design flow; issuance of approval to construct and final approval of construction for alternate individual on-site disposal system, that conform to Engineering Bulletin 12; compliance, O&M, inspection and enforcement of alternate individual on site disposal system (subject to limitations specified in Appendix A of the proposed delegation agreement); and inspection of septic tank cleaners for ADEQ licensing; inspection of refuse haulers; investigation of nuisance complaints, and enforcement to eliminate environmental nuisances; investigation of, and enforcement to eliminate illegal disposal of solid waste, (subject to limitations specified in Appendix B of the proposed delegation agreement).

5. **Copies of the proposed delegation agreement may be obtained from the agency as follows:**

An electronic copy may be downloaded from the following web site address:

Web site: <http://www.adeq.state.az.us/lead/oac/delegate.html>

OR

Notices of Proposed Delegation Agreement

Name: Sandra Sutton  
Address: Arizona Department of Environmental Quality  
Office of Administrative Counsel  
3033 N. Central Avenue  
Phoenix, AZ 85012-2809  
Telephone: (602) 207-4869

6. **The schedule of public hearings on the proposed delegation agreement:**

ADEQ will hold a public hearing to receive public comments in accordance with A.R.S. § 41-1081. The time, place, and location of the hearings are listed below:

Gila County  
April 10, 2000  
6:00 p.m.  
Gila County Health Department  
1400 E. Ash Street  
Globe, Arizona 85501

The close of comment will occur on April 17, 2000. ADEQ will accept written comments that are received by 5:00 p.m. on April 17, 2000 or postmarked not later than that date.

ADEQ is committed to complying with the Americans With Disabilities Act. If any individual with a disability needs any type of accommodation, please contact ADEQ at least 72 hours before the hearing.

**NOTICE OF PROPOSED DELEGATION AGREEMENT**

1. **Name of the agency proposing the delegation agreement:**

Arizona Department of Environmental Quality

2. **The name of the political subdivision to which functions, powers, or duties of the agency are proposed to be delegated:**

City of Flagstaff

3. **The name, address, and telephone number of agency personnel to whom persons may direct questions or comments:**

Name: Sandra Sutton  
Address: Arizona Department of Environmental Quality  
Office of Administrative Counsel  
3033 N. Central Avenue  
Phoenix, AZ 85012-2809  
Telephone: (602) 207-4869

4. **A summary of the delegation agreement and the subjects and issues involved:**

Under A.R.S. § 49-107, the Arizona Department of Environmental Quality proposes to delegate the program elements listed below to the City of Flagstaff, serving as the local agency. The proposed delegated program elements include: issuance of approval to construct and approval of construction for Sewerage Systems and/or Treatment Works, issuance of approval of Sanitary Facilities for Sub-Divisions, enforcement of rules governing Sanitary Facilities for Sub-Divisions, issuance of approval to construct and final approval of construction for Public Drinking Water Facilities and subject to limitations specified in Appendix A of the proposed delegation agreement.

5. **Copies of the proposed delegation agreement may be obtained from the agency as follows:**

An electronic copy may be downloaded from the following web site address:

Web site: <http://www.adeq.state.az.us/lead/oac/delegate.html>

OR

Name: Sandra Sutton  
Address: Arizona Department of Environmental Quality  
Office of Administrative Counsel

Notices of Proposed Delegation Agreement

3033 N. Central Avenue  
Phoenix, AZ 85012-2809

Telephone: (602) 207-4869

**6. The schedule of public hearings on the proposed delegation agreement:**

ADEQ will hold a public hearing to receive public comments in accordance with A.R.S. § 41-1081. The time, place, and location of the hearings are listed below:

City of Flagstaff  
April 26, 2000  
4:00 p.m.  
Flagstaff City Hall  
Council Chambers  
211 West Aspen  
Flagstaff, AZ 86001

The close of comment will occur on May 3, 2000. ADEQ will accept written comments that are received by 5:00 p.m. on May 3, 2000 or postmarked not later than that date.

ADEQ is committed to complying with the Americans With Disabilities Act. If any individual with a disability needs any type of accommodation, please contact ADEQ at least 72 hours before the hearing.

**NOTICE OF PROPOSED DELEGATION AGREEMENT**

**1. Name of the agency proposing the delegation agreement:**

Arizona Department of Environmental Quality

**2. The name of the political subdivision to which functions, powers, or duties of the agency are proposed to be delegated:**

Pima County

**3. The name, address, and telephone number of agency personnel to whom persons may direct questions or comments:**

Name: Sandra Sutton

Address: Arizona Department of Environmental Quality  
Office of Administrative Counsel  
3033 N. Central Avenue  
Phoenix, AZ 85012-2809

Telephone: (602) 207-4869

**4. A summary of the delegation agreement and the subjects and issues involved:**

Under A.R.S. § 49-107, the Arizona Department of Environmental Quality proposes to delegate the program elements listed below to Pima County, serving as the local agency. The proposed delegated program elements include: issuance of approval to construct & final approval of construction for Conventional Septic Tank Systems, that conform to Engineering Bulletin 12; compliance O&M, inspection and enforcement of Conventional Septic Tank Systems; issuance of approval to construct and final approval of construction for Alternate Individual On-Site Disposal System, that conform to Engineering Bulletin 12; compliance, O&M, inspection and enforcement of Alternate Individual On-Site Disposal System; issuance of approval to construct and approval of construction for Sewerage Systems and/or Treatment Works; compliance O&M inspection and enforcement of Sewerage Systems and/or Treatment Works; issuance of approval of Sanitary Facilities for Sub-Divisions; enforcement of Rules governing Sanitary Facilities for Sub-Divisions; issuance of approval to construct and final approval of construction for Public Drinking Water Facilities; operation & maintenance compliance inspections of Public Drinking Water Systems for systems with surface water treatment and for all other systems serving more than 50,000 people; operation & maintenance compliance inspections of Public Drinking Water Systems using only groundwater and serving less than 50,000 people; enforcement of delegated Drinking Water Rules Governing construction approvals and operation & maintenance requirements Public Drinking Water Systems (subject to limitations specified in Appendix A of the proposed delegation agreement); and inspection of septic tank cleaners for ADEQ licensing; inspection of refuse haulers; investigation of nuisance complaints, and enforcement to eliminate environmental nuisances; investigation of, and enforcement to eliminate illegal disposal of solid waste; investigation of and enforcement to eliminate illegal waste tire storage and disposal; Investigation of and enforcement to eliminate used oil disposal to land; Investigation and enforcement of used oil generators for compliance with storage, labeling, and release response requirements; investi-

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gation of and enforcement to eliminate illegal disposal of lead acid batteries and unregistered collection sites; Inspection and registration of lead acid battery collection and recycling facilities; inspection of agricultural solid waste landfills operated by persons engaged in farming or ranching on at least 40 acres in an unincorporated area; inspection of landfills for the disposal of solid waste resulting from residents' household activities at single family residences located on a farm or ranch of more than 40 acres in an unincorporated area; approval of solid waste collection and disposal provisions for new subdivisions; granting of refuse collection frequency variances for all commercial accounts and for residential areas outside city or town limits; inspection of any other solid waste storage, treatment, processing or disposal facility other than solid waste landfills; inspection of biohazardous medical waste transporters for ADEQ registration (subject to limitations specified in Appendix B of the proposed delegation agreement) and authority and jurisdiction to perform air quality management activities (subject to limitations specified in Appendix C of the proposed delegation agreement) and registration, investigation, inspection and take all necessary enforcement actions to obtain compliance with the Hazardous Waste Laws and Rules of the State of Arizona (subject to limitations specified in Appendix D of the proposed delegation agreement).

**5. Copies of the proposed delegation agreement may be obtained from the agency as follows:**

An electronic copy may be downloaded from the following web site address:

Web site: <http://www.adeq.state.az.us/lead/oac/delegate.html>

OR

Name: Sandra Sutton

Address: Arizona Department of Environmental Quality  
Office of Administrative Counsel  
3033 N. Central Avenue  
Phoenix, AZ 85012-2809

Telephone: (602) 207-4869

**6. The schedule of public hearings on the proposed delegation agreement:**

ADEQ will hold a public hearing to receive public comments in accordance with A.R.S. § 41-1081. The time, place, and location of the hearings are listed below:

Pima County  
April 20, 2000  
4:00 p.m.  
Main Library, Basement Conference Room  
101 North Stone  
Tucson, Arizona 85701

The close of comment will occur on April 27, 2000. ADEQ will accept written comments that are received by 5:00 p.m. on April 27, 2000 or postmarked not later than that date.

ADEQ is committed to complying with the Americans With Disabilities Act. If any individual with a disability needs any type of accommodation, please contact ADEQ at least 72 hours before the hearing.